

# TOWNSHIP OF MARLBORO

## ZONING BOARD OF ADJUSTMENT

1979 TOWNSHIP DRIVE

MARLBORO, NJ 07746-2299

PHONE: (732) 536-0200 EXT. 1809 FAX: (732) 617-7225

web: [www.marlb主oro-nj.gov](http://www.marlb主oro-nj.gov) e-mail: [zoning@marlb主oro-nj.gov](mailto:zoning@marlb主oro-nj.gov)

### Chairperson

Michael Shapiro

### Vice-Chairperson

Jennifer Bajar

### Secretary

Michael Mahon

Frank Yozzo

Matthew Weilheimer

Ira Levin

Alan Zwerin

Paul Schlaflin - Alt.#1

Marc Ellenberg - Alt.#2

### Zoning Board Clerk

Yvonne Cautillo

### Attorney

Ronald D. Cucchiaro, Esq.

### Engineer

Birdsall Engineering

Al Hilla, P.E., P.P.

### Planner

T & M Associates, LLC

Richard Cramer, P.P.

### Traffic Consultant

Medina Consultants

Mark Kataryniak, P.E.

### Administrative Officer

### Zoning Officer

Sarah Paris

## APPLICATION FOR HEARING

Application ZB#: \_\_\_\_\_ (office use only)

Date Received: \_\_\_\_\_ (office use only)

(\*18 COPIES OF PLANS \*4 COPIES OF APPLICATION \*MAPS MUST BE FOLDED)

1. Please check the appropriate request(s).

☐ Concept Plan

☐ Site Plan

☐ Use Variance

☐ Bulk Variance(s)

☐ Minor Subdivision

☐ Major Subdivision

☐ Interpretation

☐ Appeal of Zoning Officer's Decision

2. APPLICANT'S NAME: \_\_\_\_\_  
(If Corporation, State of Incorporation and Registered Agent)

ADDRESS: \_\_\_\_\_

PHONE #: \_\_\_\_\_ TAX I.D. or SS#: \_\_\_\_\_

3. State Applicant's relationship to Owner: \_\_\_\_\_

4. Represented by (Attorney): \_\_\_\_\_

Address: \_\_\_\_\_

Phone #: \_\_\_\_\_ Fax#: \_\_\_\_\_

5. Name of Proposed Development: \_\_\_\_\_

6. Purpose of this Application: \_\_\_\_\_

7. If Commercial or Industrial: State the Sq.Ft. of New Building: \_\_\_\_\_ # of Parking Spaces: \_\_\_\_\_

8. Use of any existing building on premises: \_\_\_\_\_

9. # of existing lots: \_\_\_\_\_ # of proposed new lots: \_\_\_\_\_

10. Use of the proposed building or premises: ☐ Residential ☐ Commercial ☐ Industrial  
☐ Mixed Residential/Commercial ☐ Other: \_\_\_\_\_

11. Location of premises: \_\_\_\_\_

12. \_\_\_\_\_  
TAX MAP BLOCK LOT(S) NUMBER(S) TAX SHEET PAGE

13. Area of entire tract: \_\_\_\_\_

14. If there has been a previous appeal or application involving these premises, give details:

# TOWNSHIP OF MARLBORO

## Zoning Board of Adjustment

### - PETITION ON APPEAL -

ZB#: \_\_\_\_\_

THE ZONING BOARD OF ADJUSTMENT OF MARLBORO TOWNSHIP:

Petition of \_\_\_\_\_ Respectfully shows that

- a. \_\_\_\_\_ Applicant is owner of the property described below
- b. \_\_\_\_\_ Applicant is \_\_\_\_\_ and is duly authorized by \_\_\_\_\_, the owner of said property, to prosecute the within appeal. The affidavit of said owner is attached hereto.

The property affected by this appeal is known as \_\_\_\_\_

Block \_\_\_\_\_, Lot(s) \_\_\_\_\_, as shown on the latest tax map of the

Township. Said property is located in a \_\_\_\_\_ zone. As designated by the Zoning Map and Zoning Ordinance of the Township of Marlboro currently in effect.

\_\_\_\_\_ Applicant applied for a building permit to construct (make alterations to the following building or structure) for the following use: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_ Applicant applied to the Zoning Officer for permission to: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

The Zoning Officer declined to issue such permit on the \_\_\_\_\_ day of \_\_\_\_\_, for the following: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

Front Yard Setback	_____	Rear Yard Setback	_____
Side Yard Setback	_____	and	_____
Height of Building	_____	# of Stories	_____
Other Information	_____		

Applicant requested that appropriate relief (variance), (recommendation of variance), (special use permit) be granted for the following: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

There has been no prior application to this Board for any relief relating to the property affected by this appeal except \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

The following fees are submitted to support this petition:

- |  |                     |
|--|---------------------|
| a. Filing (Application Fee) of \$_____ | b. (Escrow) \$_____ |
| c. _____                               | d. _____            |

Applicant requests that a day be fixed for the holding of a Public Hearing on this Appeal. Applicant shall, in compliance with statutory requirements, cause the required Notices of the Public Hearing to be served upon all owners of property situated within two hundred (200) feet of the above described property affected by this appeal (if property is located within 22 feet of an adjacent municipality or abuts a county road or proposed county road) upon the \_\_\_\_\_ Monmouth County Zoning Board and Municipality of Marlboro whereof Applicant respectfully states that your Zoning Board, after Public Hearing, grant the relief requested.

DATED: \_\_\_\_\_

\_\_\_\_\_  
Applicant's Signature

**TOWNSHIP OF MARLBORO**

**Zoning Board of Adjustment**

**- VARIANCE APPLICATION -**

1. Identification of all sections of zoning ordinances from which relief is sought.

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2. Statement of reasons why variance(s) is/are needed.

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**TOWNSHIP OF MARLBORO  
ZONING BOARD OF ADJUSTMENT  
APPLICATION PACKAGE  
AND  
COMPLETENESS CHECKLIST**

This Checklist is provided to the applicant in order to assist the Zoning Board in determining whether the application is complete, as required by N.J.S.A. 40:55D-10-10.3, the Municipal Land Use Law. The applicant must complete this checklist and submit it at the time of initial application. A determination of completeness by the Board does not relieve the applicant of the obligation to prove in the application process that the applicant is entitled to approval.

Included:

- a. Procedures
- b. Fees
- c. Application form
  - 1. Part A – Applicants Affidavit of Completeness
  - 2. Part B – Submission Documents
  - 3. Part C – Plat Requirements
  - 4. Part D – Disclosure Statement
  - 5. Part E – Zoning Board Consent
  - 6. Part F – Owner’s Consent to the Application
  - 7. Part G – Tax Collector’s Certification
  - 8. Part H – Administrative Officer’s Check Off
- d. Checklist – Preliminary (Major Sub Division/ Site Plan)
- e. Affidavit of Service
- f. Indemnification and Hold Harmless Agreement



TOWNSHIP OF MARLBORO

ADMINISTRATIVE OFFICER'S CHECK OFF

ZB# \_\_\_\_\_ DATE \_\_\_\_\_

APPLICANTS NAME \_\_\_\_\_ DATE RECEIVED \_\_\_\_\_

Date application to be ruled complete or  
Incomplete \_\_\_\_\_

(45 days from above)

FOR ZONING BOARD USE ONLY (CIRCLE ONE)

Part A      Complete      Incomplete

Part B      Complete      Incomplete

Application forwarded to Zoning Board Engineer for completeness \_\_\_\_\_

Application signed off on by Zoning Board Planning Consultant for completeness  
only \_\_\_\_\_

Application signed off by Zoning Board Planner as complete \_\_\_\_\_

FEE \$ \_\_\_\_\_ ESCROW \$ \_\_\_\_\_ STENO \$ \_\_\_\_\_

Application reviewed and declared complete by Administrative Officer on \_\_\_\_\_

Application reviewed and declared incomplete by Administrative Officer on \_\_\_\_\_

REASONS: \_\_\_\_\_

Application will be scheduled to be heard on \_\_\_\_\_ For \_\_\_\_\_

Upon Completeness, Distribute Plan and Application as follows:

	Plans FWD.	Report DATED	REPORT RECD.	REPORT FWD. TO APPLICANT
PERSON/BOARD/AGENCY				
Zoning Board Engineer	_____	_____	_____	_____
Zoning Board Consultant	_____	_____	_____	_____
Environmental	_____	_____	_____	_____
Fire Subcode Inspector	_____	_____	_____	_____
Zoning Board Planner	_____	_____	_____	_____
Traffic Consultant	_____	_____	_____	_____

Township of Marlboro

1979 Township Drive

## INDEMNIFICATION AND HOLD HARMLESS AGREEMENT

WHEREAS, THE APPLICANT, \_\_\_\_\_  
HEREINAFTER REFERRED TO AS THE APPLICANT/DEVELOPER, HAS  
FILED AN APPLICATION FOR \_\_\_\_\_ VARIANCES AND WAIVER  
FOR THE CONSTRUCTION OF \_\_\_\_\_ LOCATED ON  
BLOCK \_\_\_\_\_ LOT \_\_\_\_\_ IN THE TOWNSHIP OF MARLBORO, AND

WHEREAS, THE APPLICANT'S DEVELOPER'S APPLICATION  
ZBA \_\_\_\_\_ FOR SUCH RELIEF WAS GRANTED \_\_\_\_\_  
APPROVAL BY THE MARLBORO TOWNSHIP ZONING BOARD OF  
ADJUSTMENT DATED \_\_\_\_\_.

WHEREAS, THAT RESOLUTION REQUIRED THE APPLICANT/  
DEVELOPER TO INDEMNIFY AND HOLD HARMLESS THE TOWNSHIP OF  
MARLBORO AND ITS OFFICIALS, EMPLOYEES, AND CONSULTANTS.

NOW THEREFORE, IN ACCORDANCE WITH THE PROVISIONS AND  
REQUIREMENTS OF SAID RESOLUTION, THE APPLICANT/DEVELOPER,  
HEREBY AGREES TO INDEMNIFY AND HOLD HARMLESS THE TOWNSHIP  
OF MARLBORO, ITS OFFICIALS, EMPLOYEES, AND CONSULTANTS FROM  
ANY AND ALL CLAIMS OF DAMAGE SUFFERED OR ALLEDGED TO BE  
SUFFERED BY ANY PERSON ARISING FROM THE ACTS OF APPLICANT'S/  
DEVELOPERS NOTWITHSTANDING THE APPROVAL OF THE  
DEVELOPER'S PLANS BY THE TOWNSHIP OR AND OF ITS BOARDS OR  
AGENCIES WHETHER SAID DAMAGES ARE SUSTAINED PRIOR TO,  
DURING OR ATER CONSTRUCTION OF APPLICANT'S/DEVELOPERS  
PROJECT.

SIGNATURE \_\_\_\_\_ DATE \_\_\_\_\_

WITNESS \_\_\_\_\_

ZONING BOARD OF ADJUSTMENT

TOWNSHIP OF MARLBORO

DISCLOSURE STATEMENT

Application Number ZB \_\_\_\_\_ Date \_\_\_\_\_

Applicant Name \_\_\_\_\_

Received by \_\_\_\_\_ Date received \_\_\_\_\_

Disclosure Pursuant to N.J.S.A. 40:55D-48.1

To: The Township of Marlboro Zoning Board of Adjustment

Pursuant to N.J.S.A. 40:55D-48.1 \_\_\_\_\_  
Applicant Name

Is a Corporation or Partnership, which has applied to the Township of Marlboro Zoning Board of Adjustment for permission to subdivide a parcel of land into six or more lots, or is applying for a variance to construct a multiple dwelling of 25 or more family units or for approval of a site to be used for commercial purposes under Zoning Board Application Number \_\_\_\_\_ and, therefore, discloses the names and addresses of all stockholders or individual partners who own ten percent (10%) or more of it's stock or of ten percent (10%) or greater interest in the partnership as the case may be:

Name of Stockholder	Address	Percentage of Interest
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_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

\_\_\_\_\_  
Applicant Name (Print)

\_\_\_\_\_  
Applicant Signature



**AFFIDAVIT OF SERVICE  
ZONING BOARD OF ADJUSTMENT**

In the manner of

Applicant \_\_\_\_\_

State of New Jersey  
County of Monmouth

SS# \_\_\_\_\_

Name of Party Making Application \_\_\_\_\_ of  
full age, being according to law, deposes and says:

1. I reside at \_\_\_\_\_  
County of \_\_\_\_\_ and State of New Jersey.
2. I am the applicant, his or her agent or attorney in a proceeding before  
the Marlboro Township Board of Adjustment.
3. At least 10 (ten) days prior to the time appointed for hearing I served  
notice of this proceeding upon each and all of the owners of property  
affected by one of the following methods:  
  
A) Certified mail, return receipts attached to this affidavit  
B) Personally, by handing a copy of the Notice to the owner
4. A true copy of this notice and a list of the names and addresses of all  
persons notified indicating the date and manner of services are attached to this  
affidavit.

SIGNATURE

\_\_\_\_\_

Sworn and Subscribed by me before this \_\_\_\_\_ day of \_\_\_\_\_

## TOWNSHIP OF MARLBORO

APPLICATION NO. \_\_\_\_\_  
(To be completed by Administrative Officer)

ADDRESS \_\_\_\_\_

BLOCK/LOT/TAX MAP SHEET      \_\_\_\_\_ Block      \_\_\_\_\_ Lot (s)      \_\_\_\_\_ Tax Map Sheet

I, the undersigned affirm this application fully complies with all standards and requirements of the Municipal Land Use Law N.J.S.A. 40:55D-1 et seq. and amendments thereto; the current Land Development Ordinances of the Township of Marlboro and the Township of Marlboro checklist. I further affirm all information contained herein is complete and accurate.

Signature of Applicant

Name of Engineer

Signature/License No. \_\_\_\_\_

Date: \_\_\_\_\_

Exhibit No. \_\_\_\_\_

## **TOWNSHIP OF MARLBORO**

### **ZONING BOARD OF ADJUSTMENT**

**1979 TOWNSHIP DRIVE  
MARLBORO, NEW JERSEY 07746**

## **TAX COLLECTOR'S CERTIFICATION**

**I, Kelly Hahn Tax Collector for the Township of Marlboro, do hereby certify and affirm that no taxes or assessment for local improvements are due or delinquent on Block \_\_\_\_\_, Lot(s) \_\_\_\_\_, as shown on the Tax Map of the Township of Marlboro.**

**Taxes paid thru** \_\_\_\_\_

**Taxes unpaid for** \_\_\_\_\_ **Date**  
\_\_\_\_\_

**Name**

\_\_\_\_\_

**Signature & Date:**

\_\_\_\_\_

*Township of Marlboro*

Michael Imbriaco  
Tax Assessor

1979 Township Drive  
Marlboro, New Jersey 07746  
(732) 536-0200 FAX: (732) 972-7697

**REQUEST FOR 200 FT. PROPERTY OWNERS LIST**

**PROPERTY KNOWN AS BLOCK** \_\_\_\_\_ **LOT** \_\_\_\_\_

**ADDRESS OF PROPERTY** \_\_\_\_\_  
\_\_\_\_\_

**REQUIRED FEE \$10.00 PER BLOCK & LOT**

\_\_\_\_\_  
**SIGNATURE**

**DATE:** \_\_\_\_\_

**TO BE MAILED TO:**

**NAME** \_\_\_\_\_

**ADDRESS** \_\_\_\_\_

**TELEPHONE NUMBER** \_\_\_\_\_



OWNERS AFFIDAVIT OF AUTHORIZATION AND CONSENT

In the matter of \_\_\_\_\_ ZB # \_\_\_\_\_  
(name of applicant)

State of New Jersey  
County of Monmouth

SS # \_\_\_\_\_

\_\_\_\_\_ of full age, being duly sworn according  
to law and oath deposes and says:

I reside at \_\_\_\_\_

and am the owner in fee of \_\_\_\_\_  
Name of company if applicable

Which company is the owner in fee of property located at \_\_\_\_\_

Marlboro Township, NJ designated as Block \_\_\_\_\_ Lot \_\_\_\_\_

On the latest Tax Map of Marlboro Township.

The applicant above named is the \_\_\_\_\_  
Relationship to owner

I (or said company) authorizes said applicant to appeal to the Zoning Board of  
Adjustment of Marlboro Township for such relief as the applicant may seek relating to  
said property and consent(s) to such appeal and agrees that any decision of the Zoning  
Board of Marlboro Township on such appeal be binding upon me (said company as if  
said appeal has been brought and prosecuted directly, by me as owner.

Subscribed and sworn to before me  
This \_\_\_\_\_ day of \_\_\_\_\_

\_\_\_\_\_  
Notary

\_\_\_\_\_  
Owner's signature

NOTICE OF PUBLIC HEARING TO ADJOINING PROPERTY OWNERS

FILE #ZB \_\_\_\_\_

IN THE MATTER OF: \_\_\_\_\_

TO: \_\_\_\_\_  
(OWNER OF ADJOINING PROPERTY)

PLEASE TAKE NOTICE.....

THE UNDERSIGNED HAS APPEALED TO THE ZONING BOARD OF  
ADJUSTMENT OF MARLBORO TOWNSHIP FOR A USE VARIANCE,  
REQUESTING RELIEF FROM SECTION(S) \_\_\_\_\_,  
AND ANY AND ALL VARIANCES THAT MIGHT BE DEEMED NECESSARY  
DURING THE COURSE OF THE HEARING, BY THE ZONING BOARD OF  
ADJUSTMENT OF THE TOWNSHIP OF MARLBORO SO AS TO PERMIT THE:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

ON PREMISES KNOWN AS \_\_\_\_\_

BLOCK \_\_\_\_\_, LOT(S) \_\_\_\_\_

WHICH IS WITHIN 200 FEET OF PROPERTY OWNED BY YOU. THIS  
APPEAL IS NOW ON THE CALENDAR AND A PUBLIC HEARING HAS BEEN  
SCHEDULED FOR \_\_\_\_\_, 2010 AT 8:00 P.M. IN  
THE MUNICIPAL BUILDING 1979 TOWNSHIP DRIVE, MARLBORO, NEW  
JERSEY AT WHICH TIME YOU MAY APPEAR IN PERSON, OR BY AN  
ATTORNEY AND PRESENT ANY OBJECTIONS YOU MAY HAVE TO THE  
GRANTING OF THIS APPEAL OR EVIDENCE RELATING THERETO. ALL  
PROPOSED EXHIBITS ARE ON FILE WITH THE ZONING BOARD CLERK  
AND ARE AVAILABLE FOR INSPECTION AT REGULAR BUSINESS HOURS.

THIS NOTICE IS SERVED UPON YOU BY THE APPLICANT BY DIRECTION  
OF THE ZONING BOARD OF ADJUSTMENT PURSUANT TO STATUTE.

\_\_\_\_\_  
APPLICANT'S SIGNATURE

\_\_\_\_\_  
DATE

# **TOWNSHIP OF MARLBORO**

## **Zoning Board of Adjustment**

### **- CONFLICT & CONTRIBUTION DISCLOSURE STATEMENTS -**

This form must be completed by all applicants for a variance, waiver or exception in conjunction with any application for a subdivision, not considered a minor subdivision, or a site plan, not considered a minor site plan. All applicants have a continuing obligation while their application is pending before the Zoning Board of Adjustment to amend this form to disclose all contributions and relationships that fall within the scope of the disclosure requirements. The information disclosed on this form shall not be used in any manner as evidence relevant to the decision-making criteria for granting the subject application.

As used in this form, the following terms shall mean:

**DEVELOPER:** The legal or beneficial owner or owners of a lot or of any land proposed to be included in a proposed development, including the holder of an option or contract to purchase, or other person having an enforceable proprietary interest in such land.

**PROFESSIONAL:** Any person or entity whose principals are required to be licensed by New Jersey law. Professional shall include both the individuals and, if applicable, the firms or entities in which said individuals practice.

**CONTRIBUTION:** Every loan, gift, subscription, advance or transfer of money or other thing of value, including any item of real property or personal property, tangible or intangible (but not including services provided without compensation by individuals volunteering a part or all of their time on behalf of a candidate, committee or organization), made to or on behalf of any candidate, candidate committee, joint candidates committee, political committee, continuing political committee or political party committee and any pledge, promise or other commitment or assumption of liability to make such transfer. For purposes of this form, any such commitment or assumption shall be deemed to have been a contribution upon the date when such commitment is made or liability assumed.



1. **CONTRIBUTION DISCLOSURE STATEMENT:** Please list below all contributions to any candidate, candidate committee, joint candidates committee, political committee, continuing political committee or political party committees of, or pertaining to, the Township of Marlboro made within one (1) year prior to the last municipal election through the time of filing the application with or seeking approval from the Zoning Board of Adjustment by (a) the applicant; (b) any developer involved in the application; (c) any associates (stockholders or individual partners) of said developers who are required to be disclosed pursuant to N.J.S.A. 40:55D-48.1 or 40:55D-48.2; and (d) any professionals who apply for or provide testimony, plans or reports in support of the application or who have an enforceable proprietary interest in the property or development which is the subject of the application or whose fee in whole or part is contingent upon the outcome of the application. Identify the name of the individual or entity who made the contribution, the recipient of the contribution, the amount of the contribution and the date of the contribution (*attach additional pages if necessary*):

APPLICATION ZB#: \_\_\_\_\_ NAME: \_\_\_\_\_

CONTRIBUTOR	RECIPIENT	AMOUNT	DATE

X \_\_\_\_\_  
signature



2. **CONFLICT DISCLOSURE STATEMENT:** List below any business, financial, social or family relationships between any current member of the Zoning Board of Adjustment and (a) the applicant; (b) any developer involved in the application; (c) all associates (stockholders or individual partners) of said developers who are required to be disclosed pursuant to N.J.S.A. 40:55D-48.1 or 40:55D-48.2; and (d) any professionals who apply for or provide testimony, plans or reports in support of the application or who have an enforceable proprietary interest in the property or development which is the subject of the application or whose fee in whole or part is contingent upon the outcome of the application. Identify the individuals or entities who have such a relationship and the nature of the relationship. *(attach additional pages if necessary):*

APPLICATION ZB#: \_\_\_\_\_

NAME: \_\_\_\_\_

INDIVIDUAL/ENTITIES WITH RELATIONSHIP	NATURE OF RELATIONSHIP

X \_\_\_\_\_  
signature

# Request for Taxpayer Identification Number and Certification

Give form to the  
requester. Do not  
send to the IRS.

Please print or type

Name (See Specific Instructions on page 2.)

Business name, if different from above. (See Specific Instructions on page 2.)

Check appropriate box: ☐ Individual/Sole proprietor ☐ Corporation ☐ Partnership ☐ Other ▶

Address (number, street, and apt. or suite no.)

City, state, and ZIP code

Requester's name and address (optional)

## Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. For individuals, this is your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the Part I instructions on page 2. For other entities, it is your employer identification number (EIN). If you do not have a number, see How to get a TIN on page 2.

Note: If the account is in more than one name, see the chart on page 2 for guidelines on whose number to enter.

Social security number

--	--	--	--	--	--	--	--	--	--

or

Employer identification number

--	--	--	--	--	--	--	--	--	--

List account number(s) here (optional)

**Part II** For U.S. Payees Exempt From Backup Withholding (See the instructions on page 2.)

## Part III Certification

Under penalties of perjury, I certify that:

1. The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me), and
2. I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding, and
3. I am a U.S. person (including a U.S. resident alien).

**Certification Instructions.** You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the Certification, but you must provide your correct TIN. (See the instructions on page 2.)

Sign  
Here

Signature of  
U.S. person ▶

Date ▶

## Purpose of Form

A person who is required to file an information return with the IRS must get your correct taxpayer identification number (TIN) to report, for example, income paid to you, real estate transactions, mortgage interest you paid, acquisition or abandonment of secured property, cancellation of debt, or contributions you made to an IRA.

Use Form W-9 only if you are a U.S. person (including a resident alien), to give your correct TIN to the person requesting it (the requester) and, when applicable, to:

1. Certify the TIN you are giving is correct (or you are waiting for a number to be issued),
2. Certify you are not subject to backup withholding, or
3. Claim exemption from backup withholding if you are a U.S. exempt payee.

If you are a foreign person, use the appropriate Form W-8. See Pub. 515, Withholding of Tax on Nonresident Aliens and Foreign Corporations.

Note: If a requester gives you a form other than Form W-9 to request your TIN, you must use the requester's form if it is substantially similar to this Form W-9.

**What is backup withholding?** Persons making certain payments to you must withhold and pay to the IRS 31% of such payments under certain conditions. This is called "backup withholding." Payments that may be subject to backup withholding include interest, dividends, broker and barter exchange transactions, rents, royalties, nonemployee pay, and certain payments from fishing boat operators. Real estate transactions are not subject to backup withholding.

If you give the requester your correct TIN, make the proper certifications, and report all your taxable interest and dividends on your tax return, payments you receive will not be subject to backup withholding. Payments you receive will be subject to backup withholding if:

1. You do not furnish your TIN to the requester, or
2. You do not certify your TIN when required (see the Part III Instructions on page 2 for details), or
3. The IRS tells the requester that you furnished an incorrect TIN, or
4. The IRS tells you that you are subject to backup withholding because you did not report all your interest and dividends on your tax return (for reportable interest and dividends only), or

5. You do not certify to the requester that you are not subject to backup withholding under 4 above (for reportable interest and dividend accounts opened after 1983 only).

Certain payees and payments are exempt from backup withholding. See the Part II Instructions and the separate Instructions for the Requester of Form W-9.

## Penalties

**Failure to furnish TIN.** If you fail to furnish your correct TIN to a requester, you are subject to a penalty of \$50 for each such failure unless your failure is due to reasonable cause and not to willful neglect.

**Civil penalty for false information with respect to withholding.** If you make a false statement with no reasonable basis that results in no backup withholding, you are subject to a \$500 penalty.

**Criminal penalty for falsifying information.** Willfully falsifying certifications or affirmations may subject you to criminal penalties including fines and/or imprisonment.

**Misuse of TINs.** If the requester discloses or uses TINs in violation of Federal law, the requester may be subject to civil and criminal penalties.



## TOWNSHIP OF MARLBORO

### AFFIRMATION OF LOCAL PAY TO PLAY ORDINANCE

This form must be completed by all parties seeking a land use approval from the Township which if approved, will result in having to execute a Developer's Agreement, Amended Developer's Agreement or Redevelopment Agreement with the Township of Marlboro.

The undersigned, being authorized and knowledgeable of the circumstances, does hereby certify that \_\_\_\_\_ (insert name of business entity) has reviewed Chapter 26 of the Code of the Township of Marlboro (revised September, 2007) and certifies that it has not solicited or made, and will not solicit or make, any contributions in violation of the terms of said Chapter.

Chapter 26 of the Code of the Township of Marlboro prohibits developers and/or redevelopers, as defined further in said Chapter, from soliciting or making contributions of money, or pledges of contributions, including in-kind contributions, in excess of certain thresholds specified in said Chapter, within one calendar year immediately preceding the date of entering into a developer's agreement, redevelopment agreement, amended agreement, or contract to:

- Any Township candidate or holder of public office having ultimate responsibility for the award of the contract, or
- Any campaign committee of such candidate or holder of public office, or
- Any Township of Marlboro political party, or
- Any county party committee within the State of New Jersey, or
- Any candidate committee, state or Township political party committee, legislative leadership committee, continuing political committee or political action committee (PAC) organized under Section 572 of the Internal Revenue Code, that is organized for the purpose of promoting or supporting Township candidates or Township officeholders and/or that has within the last calendar year provided financial or in-kind support to Township of Marlboro municipal elections and/or to Township of Marlboro municipal or Township parties.

To review this Chapter and the important definitions and thresholds set forth therein, vendors may view the Township Code by going to the Township's website - [www.marlbورو-nj.gov](http://www.marlbورو-nj.gov).

The undersigned is fully aware that if I have misrepresented in whole or part this affirmation and certification, I and/or the business entity, will be liable for any penalty permitted under law.

Subscribed and sworn before me this \_\_\_\_ day of \_\_\_\_\_, 2

\_\_\_\_\_  
(Affiant)

My Commission expires:

\_\_\_\_\_  
(Print name & title of affiant) (Corporate Seal)